

IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A device for applying a product to a surface comprising:

a grasping element;

two arms mounted on the grasping element via a junction;

an applicator which is coupled to both of the two arms and which extends between the two arms; and

a reservoir containing a cosmetic makeup product to be charged on the applicator and applied to the surface;

wherein at least one of the two arms or said junction is at least partially elastically deformable and wherein said reservoir is at least partially concealed in a cavity within said device.

Claim 2 (Original): The device according to Claim 1, wherein the applicator is at least partially elastically deformable.

Claim 3 (Original): The device according to Claim 1, wherein at least one of the two arms is at least partially elastically deformable.

Claim 4 (Original): The device according to Claim 1, wherein the grasping element is elastically deformable in proximity to said junction.

Claim 5 (Original): The device according to Claim 1, wherein each of said two arms has a free end, and said two arms form an arc and support the applicator between the two free ends.

Claim 6 (Original): The device according to Claim 1, wherein the applicator includes a filament portion applicable against said surface in a direction orthogonal to a principal lengthwise axis of the grasping element.

Claim 7 (Currently Amended): The device according to Claim 1, A device for applying a product to a surface comprising:

~~a grasping element;  
two arms mounted on the grasping element via a junction; and  
an applicator between the two arms;  
wherein at least one of the two arms or said junction is at least partially elastically deformable; and~~

wherein the applicator is mounted so as to pivot about pivoting axes orthogonal to a principal lengthwise axis of the grasping element at free ends of the arms.

Claim 8 (Original): The device according to Claim 1, wherein the grasping element is detachable from the two arms.

Claim 9 (Withdrawn): The device according Claim 1, wherein the two arms are held by a resilient retaining mechanism on the grasping element.

Claim 10 (Currently Amended): A device for applying a product to a surface comprising:

a grasping element;  
two arms mounted on the grasping element via a junction; and  
an applicator between the two arms;  
wherein at least one of the two arms or said junction is at least partially elastically deformable; and

wherein the two arms are mounted integrally and rotatably on the grasping element about a fixed axis of rotation, the axis of rotation forming a non-zero angle with a principal lengthwise axis of the grasping element, and wherein in a first position the two arms extend in a plane parallel to the principal lengthwise axis of the grasping element.

Claim 11 (Original): The device according to Claim 10, wherein said angle is about 45°.

Claim 12 (Currently Amended): ~~The device according to Claim 10;~~ A device for applying a product to a surface comprising:

a grasping element;

two arms mounted on the grasping element via a junction; and

an applicator between the two arms;

wherein at least one of the two arms or said junction is at least partially elastically deformable; and

wherein the two arms are mounted integrally and rotatably on the grasping element about a fixed axis of rotation, the axis of rotation forming a non-zero angle with a principal lengthwise axis of the grasping element, and

wherein the grasping element has an inclined surface relative to the principal lengthwise axis, and against which a counterpart surface of the two arms bears, the axis of rotation being orthogonal to said inclined surface.

Claim 13 (Original): The device according to Claim 12, wherein the two arms extend in a plane orthogonal to the counterpart surface.

Claim 14 (Original): The device according to Claim 10, wherein at least one of the two arms and the grasping element incorporates a pivot engaged in a seating to form the axis of rotation.

Claim 15 (Original): The device according to Claim 14, wherein the pivot includes a resilient indentation capable of snapping into the seating.

Claim 16 (Original): The device according to Claim 10, wherein the two arms and the grasping element cooperate so as to enable an immobilization of the two arms in at least one predefined position relative to the grasping element.

Claim 17 (Original): The device according to Claim 10, wherein the two arms and the grasping element cooperate so as to enable an immobilization of the two arms in at least two predefined positions.

Claim 18 (Canceled)

Claim 19 (Currently Amended): The device according to ~~Claim 18~~ Claim 10, wherein in a second position, the two arms extend in a plane ~~giving~~ having a non-zero angle with the principal lengthwise axis of the grasping element.

Claim 20 (Currently Amended): The device according to Claim 12, further comprising at least one projection on at least one of the surfaces ~~[[at]]~~ of the grasping element and the two arms, said projection enabling an immobilization of the two arms in a predefined angular position relative to the grasping element.

Claim 21 (Previously Presented): The device according to Claim 1, wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface.

Claim 22 (Canceled)

Claim 23 (Original): The device according to Claim 1, wherein said surface is an eyelid.

Claim 24 (Currently Amended): A device for applying a cosmetic makeup product to a surface comprising:

- a grasping element;
- two arms mounted on the grasping element via a junction;
- an applicator which is coupled to both of the two arms and which extends between the two arms; and

- a reservoir at least partially concealed within the device, said reservoir containing a cosmetic makeup product and capable of charging the applicator with the cosmetic makeup product,

- wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface, and

wherein said arms and reservoir are relatively movable to place the applicator in contact with the cosmetic makeup product in said reservoir for said cosmetic makeup product to be charged on said applicator when the cosmetic makeup product is not being applied against the surface.

Claim 25 (Original): The device according to Claim 24, wherein the applicator is at least partially elastically deformable.

Claim 26 (Original): The device according to Claim 24, wherein at least one of the two arms is at least partially elastically deformable.

Claim 27 (Original): The device according to Claim 24, wherein the grasping element is elastically deformable in proximity to said junction.

Claim 28 (Currently Amended): The device according to Claim 24, A device for applying a product to a surface comprising:  
a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator between the two arms; and  
a reservoir capable of charging the applicator with the product;  
~~wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface; and~~  
wherein each of said two arms has a free end, and said two arms form an arc and support the applicator between the two free ends.

Claim 29 (Currently Amended): The device according to Claim 24, A device for applying a product to a surface comprising:  
a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator between the two arms; and  
a reservoir capable of charging the applicator with the product;

~~wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface; and~~

wherein the applicator includes a filament portion applicable against said surface in a direction orthogonal to a principal lengthwise axis of the grasping element.

Claim 30 (Original): The device according to Claim 24, wherein the applicator is mounted so as to pivot about pivoting axes orthogonal to a principal lengthwise axis of the grasping element at free ends of the arms.

Claim 31 (Original): The device according to Claim 24, wherein the grasping element is detachable from the two arms.

Claim 32 (Currently Amended): A device for applying a product to a surface comprising:

a grasping element;

two arms mounted on the grasping element via a junction;

an applicator between the two arms; and

a reservoir capable of charging the applicator with the product;

wherein the grasping element ~~connects~~ is detachably connected to the reservoir and wherein when the reservoir is connected to the grasping element the reservoir is in a position preventing the applicator from being charged when the applicator is applied against the surface; and

wherein the two arms are held by a resilient retaining mechanism on the grasping element.

Claim 33 (Previously Presented): A device for applying a product to a surface comprising:

a grasping element;

two arms mounted on the grasping element via a junction;

an applicator between the two arms; and

a reservoir capable of charging the applicator with the product;

wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface; and

wherein the two arms are mounted integrally and rotatably on the grasping element about a fixed axis of rotation, the axis of rotation forming a non-zero angle with a principal lengthwise axis of the grasping element.

Claim 34 (Original): The device according to Claim 33, wherein said angle is about 45°.

Claim 35 (Original): The device according to Claim 33, wherein the grasping element has an inclined surface relative to the principal lengthwise axis, and against which a counterpart surface of the two arms bears, the axis of rotation being orthogonal to said inclined surface.

Claim 36 (Original): The device according to Claim 35, wherein the two arms extend in a plane orthogonal to the counterpart surface.

Claim 37 (Original): The device according to Claim 33, wherein at least one of the two arms and the grasping element incorporates a pivot engaged in a seating to form the axis of rotation.

Claim 38 (Original): The device according to Claim 37, wherein the pivot includes a resilient indentation capable of snapping into the seating.

Claim 39 (Original): The device according to Claim 33, wherein the two arms and the grasping element cooperate so as to enable an immobilization of the two arms in at least one predefined position relative to the grasping element.

Claim 40 (Original): The device according to Claim 33, wherein the two arms and the grasping element cooperate so as to enable an immobilization of the two arms in at least two predefined positions.

Claim 41 (Original): The device according to Claim 40, wherein in a first position, the two arms extend in a plane parallel to the principal lengthwise axis of the grasping element.

Claim 42 (Original): The device according to Claim 41, wherein in a second position, the two arms extend in a plane giving a non-zero angle with the principal lengthwise axis of the grasping element.

Claim 43 (Original): The device according to Claim 35, further comprising at least one projection on at least one of the surfaces at the grasping element and the two arms, said projection enabling an immobilization of the two arms in a predefined angular position relative to the grasping element.

Claim 44 (Canceled)

Claim 45 (Original): The device according to Claim 24, wherein the grasping element serves as a closure capsule for the reservoir.

Claim 46 (Original): The device according to Claim 24, wherein the grasping element facilitates attachment to the reservoir.

Claim 47 (Currently Amended): ~~The device according to Claim 24,~~ A device for applying a product to a surface comprising:  
a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator which is coupled to both of the two arms and which extends between the two arms;  
a reservoir capable of charging the applicator with the product,  
wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface; and further comprising



a cap capable of being held on the grasping element ~~so that~~ with the applicator ~~[[is]]~~ concealed in the cap.

Claim 48 (Currently Amended): The device of Claim 47, wherein said two arms are concealed by said cap when the cap is held on the grasping element.

Claim 49 (Currently Amended): The device according to Claim 47, wherein the reservoir is ~~integral~~ associated with the cap.

Claim 50 (Currently Amended): The device according to Claim 24, A device for applying a product to a surface comprising:

~~a grasping element;~~  
~~two arms mounted on the grasping element via a junction;~~  
~~an applicator between the two arms; and~~  
~~a reservoir capable of charging the applicator with the product;~~  
~~wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface;~~  
~~the device further comprising a cap capable of being held on the grasping element so that the applicator is concealed in the cap;~~  
~~wherein the reservoir is integral with the cap; and~~  
further comprising a cap mountable on said grasping element, wherein said reservoir is provided in said cap and ~~wherein with the cap in a mounted position on the grasping element,~~  
a dispensing aperture ~~[[in]]~~ of the reservoir emerges at an outer circumference of ~~[[the]]~~ said cap.

Claim 51 (Currently Amended): The device according to Claim 24, A device for applying a product to a surface comprising:

~~a grasping element;~~  
~~two arms mounted on the grasping element via a junction;~~  
~~an applicator between the two arms; and~~  
~~a reservoir capable of charging the applicator with the product;~~

~~wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface;~~

~~the device further comprising a cap capable of being held on the grasping element so that the applicator is concealed in the cap;~~

~~wherein the reservoir is integral with the cap; and~~  
further comprising a cap mountable on said grasping element, wherein said reservoir is provided in said cap, and ~~wherein with the cap in a mounted position on the grasping element;~~ a dispensing aperture ~~[[in]]~~ of the reservoir emerges in a recess in the cap ~~receiving which receives~~ the applicator.

Claim 52 (Currently Amended): The device according to Claim 24, ~~A device for applying a product to a surface comprising:~~

~~a grasping element;~~  
~~two arms mounted on the grasping element via a junction;~~  
~~an applicator between the two arms; and~~  
~~a reservoir capable of charging the applicator with the product;~~  
~~wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface; and~~  
wherein the reservoir incorporates a slot for the insertion of at least the applicator.

Claim 53 (Original): The device according to Claim 52, wherein the slot is elastically deformable to allow forcible insertion and withdrawal of the applicator from the slot.

Claim 54 (Original): The device according to Claim 52, wherein the arms are elastically deformable to allow forcible insertion and withdrawal of the applicator from the slot.

Claim 55 (Original): The device according to Claim 24, further comprising a pad impregnated with the product.

Claim 56 (Previously Presented): A device for applying a product to a surface comprising:

a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator between the two arms; and  
a reservoir capable of charging the applicator with the product;  
wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface;  
the device further comprising a pad impregnated with the product; and  
wherein said pad is made of open-cell foam.

Claim 57 (Canceled)

Claim 58 (Currently Amended): ~~The device according to Claim 24,~~ A device for applying a product to a surface comprising:

a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator which is coupled to both of the two arms and which extends between the two arms; and  
a reservoir capable of charging the applicator with the product,  
wherein the grasping element connects to the reservoir in a position preventing the applicator from being charged when the applicator is applied against the surface, and wherein said surface is an eyelid.

Claim 59 (Withdrawn, Currently Amended): A device according to Claim 1, wherein:  
the grasping element includes a handle with a first coupling mechanism and a second coupling mechanism;  
the two arms are detachably coupled to said first coupling mechanism ~~in a first position;~~ and  
the reservoir is detachably coupled to said second coupling mechanism ~~in a second position.~~

Claims 60-61 (Canceled)

Claim 62 (Withdrawn, Currently Amended): The device of Claim 59, wherein a longitudinal axis of said handle is collinear with a longitudinal axis of said reservoir when said reservoir is coupled to said second coupling mechanism ~~in said second position~~.

Claim 63 (Withdrawn): The device of Claim 62, wherein said first coupling mechanism is positioned on said longitudinal axis of said handle.

Claim 64 (Withdrawn): The device of Claim 63, wherein said second coupling mechanism is offset from said longitudinal axis of said handle.

Claim 65 (Withdrawn): The device of Claim 59, wherein said first coupling mechanism is a snap-fit mechanism.

Claim 66 (Withdrawn): The device of Claim 59, wherein said second coupling mechanism includes a threaded portion and said reservoir comprises a corresponding threaded portion.

Claim 67 (Canceled)

Claim 68 (Withdrawn, Currently Amended): The device of Claim 59, wherein a coupling portion is provided between the two arms, wherein said first coupling mechanism couples to said coupling portion ~~in said first position~~.

Claims 69-70 (Canceled).

Claim 71 (Withdrawn): The device of Claim 68, wherein said first coupling mechanism couples to said coupling portion in a flexible manner.

Claim 72 (Withdrawn): A device according to Claim 59, wherein said applicator device is removably mountable to said reservoir.

Claim 73 (Withdrawn): A device according to Claim 59, wherein the device can be arranged in a storage configuration and in an application configuration,

wherein in said storage configuration said reservoir is coupled to said handle, said two arms are detached from said handle, and said two arms are coupled to said reservoir; and

wherein in said application configuration said reservoir is detached from said handle and said two arms are coupled to said handle.

Claim 74 (Currently Amended): A system for applying a cosmetic product, comprising:

a grasping element having a longitudinal axis and an end surface at an end, said end surface having a tangent making an angle with said longitudinal axis other than 90°;

an applicator device including two arms connected to an applicator, said two arms being linked to each other via a connection portion detachably connected to said end of said grasping element, said connection portion having a connection surface corresponding to said end surface of said grasping element, and

a reservoir containing a cosmetic product, wherein said reservoir is detachably mounted to said grasping element,

wherein said applicator device is pivotable with respect to said grasping element.

Claim 75 (Original): The system of Claim 74, wherein said end surface and said connection surface are flat.

Claim 76 (Canceled)

Claim 77 (Original): The system of Claim 74, wherein said two arms extend in one plane.

Claim 78 (Original): The system of Claim 74, wherein said two arms are asymmetric with respect to said pivot portion.

Claim 79 (Original): The system of Claim 74, wherein said two arms have different lengths.

Claim 80 (Original): The system of Claim 74, wherein said two arms are flexible.

Claim 81 (Original): The system of Claim 74, wherein said applicator is a filament.

Claim 82 (Original): The system of Claim 74, wherein said applicator is partially elastically deformable.

Claim 83 (Currently Amended): The system of Claim 74, further including a ~~reservoir detachably mountable to said grasping element and a cap detachably mountable to~~ said grasping element.

Claim 84 (Previously Presented): A device according to Claim 1, wherein the reservoir is detachably coupled to said grasping element.

Claim 85 (Previously Presented): A device according to Claim 24, wherein the reservoir is detachably coupled to said grasping element.

Claim 86 (New): A device for applying a product to a surface comprising:  
a grasping element;  
two arms mounted on the grasping element via a junction;  
an applicator which is coupled to both of the two arms and which extends between the two arms; and  
a reservoir containing a cosmetic makeup product to be charged on the applicator and applied to the surface;  
wherein at least one of the two arms or said junction is at least partially deformable and wherein said reservoir is detachably mounted to the grasping element.